

**MINUTES RECAP  
MARYSVILLE CITY COUNCIL - REGULAR MEETING  
APRIL 9, 2001**

000165

CALL TO ORDER/FLAG SALUTE	7:00 p.m.
ROLL CALL	Pedersen absent.
MINUTES OF PREVIOUS MEETING 1. City Council Regular Meeting, April 2, 2001.	Approved as corrected
AUDIENCE PARTICIPATION None.	
PRESENTATIONS/PETITIONS/COMMUNICATIONS None.	
CONSENT AGENDA	
1. Approve APRIL 9, 2001 claims in the amount of \$156,203.57 paid by check Nos. 58171 through 58332.	Approved
2. Approve March, 2001 payroll in the amount of \$918,699.51 paid by check Nos. 40334 through 40524 with check No. 40524 void.	Approved.
3. Approve new liquor license application for Marysville Deli & Video Market.	Approved.
<b>ACTION ITEMS</b>	
<b>REVIEW BIDS</b> None.	
<b>PUBLIC HEARING</b> 1. Scott Ray Annexation; PA 0005017	Approved annexation, prezone and transmittal to Boundary Review Board.
<b>CURRENT BUSINESS</b> None.	
<b>NEW BUSINESS</b> 1. Contract for custodial services for city facilities.	Authorized contract with Four Winds Services, Inc.
<b>LEGAL MATTERS</b>	
<b>ORDINANCES AND RESOLUTIONS</b>	
<b>INFORMATION ITEMS</b>	
1. Mayor's business: 2. Staff's business 3. Call on councilmembers Motion to makes copies of environmental studies available for check-out.	Approved.
ADJOURN INTO EXECUTIVE SESSION	8:30 p.m.
ADJOURN	9:25 p.m.

**MINUTES  
MARYSVILLE CITY COUNCIL - REGULAR MEETING  
APRIL 9, 2001**

**CALL TO ORDER/FLAG SALUTE**

The regular meeting was convened by Mayor Weiser at 7:00 p.m. in the Council Chambers, and the assemblage joined in the flag salute.

A voice roll call was conducted. Attendance was as follows:

<b>Councilmembers Present:</b>	<b>Administrative Staff present:</b>
Dave Weiser, Mayor	Mary Swenson, Chief Administrative Officer
Mike Leighan, Mayor Pro Tem	Gloria Hirashima, City Planner
Shirley Bartholomew	Grant Weed, City Attorney
Jim Brennick	Ken Winckler, Public Works Director
NormaJean Dierck	
Suzanne Smith	
John Soriano	

Mayor Weiser advised that Councilmember Pedersen was out of town on vacation and would not be attending.

**MINUTES OF PREVIOUS MEETING**

1. City Council regular meeting, April 2, 2001.

Councilmembers noted the following corrections:

- Page 2, Marja Oosterwyk comments, 4<sup>th</sup> line, should read "Councilmember Brennick asked about the cost of undergrounding the utilities from the property line to the commercial buildings."
- Page 2, Larry Hanson comments should read "submitted 850 signatures on petitions to keep parking on State Street."
- Page 3, motion by Dierck should read "... seek property in the downtown area to purchase for parking ..."

**MOTION** by Dierck, second by Leighan, to approve the minutes of the April 2, 2001 regular council meeting as corrected. Motion carried (6-0).

*Editor's note: Upon listening to the audio tape of the meeting regarding the motion as corrected on page 3; the motion was to "lease" and then the audio was unclear but may have said "or buy" property in the downtown area..*

**AUDIENCE PARTICIPATION**

None.

**PRESENTATIONS/PETITIONS/COMMUNICATIONS**

None.

**CONSENT AGENDA**

1. Approve APRIL 9, 2001 claims in the amount of \$156,203.57 paid by check Nos. 58171 through 58332.
2. Approve March, 2001 payroll in the amount of \$918,699.51 paid by check Nos. 40334 through 40524 with check No. 40524 void.
3. Approve new liquor license application for Marysville Deli & Video Market.

**MOTION** by Dierck, second by Brennick, to approve consent agenda items. Motion carried (6-0).

## **ACTION ITEMS**

### **Review Bids**

None.

### **Public Hearing**

1. Scott Ray Annexation, PA 0005017

Ms. Hirashima gave a brief presentation of the agenda materials, noting the Planning Commission recommended approval. She added that no opposition had been received either at the Planning Commission's public hearing or in writing.

Councilmember Smith noted that she had opposed this action previously, but since the school impact fees had been revised she would now support it.

The Mayor called for public comment. Hearing none, the public comment portion of the topic was closed.

**MOTION** by Bartholomew, second by Leighan, to approve the annexation and prezone, direct the city attorney to prepare a resolution and authorize transmittal of the annexation to the Snohomish County Boundary Review Board for action. Motion carried (6-0).

### **Current Business**

Mayor Weiser advised that action on the Professional Services Agreement for Waterfront Park Design Services was not on tonight's agenda for two reasons. First, staff had suggested revising the contract to phase the study with a report to council after the environmental work was done. Secondly, Councilmember Pedersen was absent. There was a possibility that a vote with only six councilmembers would result in a tie and because the agreement involved an expenditure, it was questionable whether the Mayor could vote to break the tie. For these reasons the matter had been put over to the April 23<sup>rd</sup> agenda. He added that this was not a regular practice as it had only been done once or twice in the past nine years.

Councilmembers Dierck and Brennick voiced opposition to the action because the matter had been tabled to a date certain, April 9. Councilmember Smith stated she appreciated having the additional time to review the studies but thought a call from the Mayor advising them ahead of time would have been appropriate. Councilmember Leighan suggested delaying was preferable to taking action only to have the matter revived at a subsequent meeting under a Motion for Reconsideration.

Mr. Weed noted that the environmental studies which had been in question at the last meeting had been reviewed and it was determined that they were now in the public domain. RCW 43 listed specific exemptions for documents; if a document was not specifically exempted then it was a public record.

Councilmember Dierck asked about copies being available at city hall. Ms. Swenson advised that any interested citizens could fill out a public records request and read one of the copies that was available. If they requested their own copy, the charge would be \$50 to \$60 because of the number of pages. The

city could not give out copies for free, as that would be a gift of public funds. Staff could also make some copies available to be checked out.

### **New Business**

#### 1. Contract for custodial services for city facilities

Roger Kennedy, Fleet and Facilities Manager, backgrounded council, stating the references for Four Winds Services, Inc. had checked out well.

Councilmember Dierck asked for details on the purported thefts by the previous custodial firm. Mr. Weed emphasized that council's focus should be on whether there had been cause to terminate their contract; it was not appropriate to air any details. The matter had been reported to the Police Department; no charge had been filed.

The Mayor called for public comments.

Jeff Seibert, 5104 80<sup>th</sup> Street, supported janitorial staff being direct employees of the city.

There being no one further wishing to speak, the public comment portion of the topic was closed.

**MOTION** by Leighan, second by Bartholomew, to authorize the Mayor to sign a contract for a period of one year with Four Winds Services, Inc. for custodial services at city facilities. Motion carried (6-0).

### **Legal**

None.

### **Ordinances & Resolutions**

None.

### **DISCUSSION ITEMS**

None.

### **INFORMATION ITEMS**

#### 1. Mayor's business

- On behalf of the Navy servicemen and women being held in China, yellow ribbons would be installed on flower basket poles on State Avenue on April 10 at 6:30 a.m. He had notified the Commander of Naval Station Everett and the Mayor of Oak Harbor.

#### 2. Staff's business

Mary Swenson:

- Requested that council formalize its preferences to retreat topics so staff could prepare.
- The formal dedication of Harborview Park would be May 19 at 1:00 p.m.

A lengthy discussion ensued on retreat topics. Mr. Winckler noted that his staff estimated it would take 136 hours of preparation time for the topic of

water/sewer service outside the city. Many affected agencies had to be contacted.

**MOTION** by Dierck, second by Smith, to schedule a separate two-day retreat on June 1<sup>st</sup> and 2<sup>nd</sup> to address water/sewer service outside the city. Brennick, Dierck, and Smith voted aye; all others voted nay; motion failed (3-3).

Councilmember Dierck asked that the minutes be reviewed because the above topic had already been voted on to be included as a retreat topic. She repeated her opposition to holding the retreat out of town.

Ken Winckler:

- The Utility Committee was scheduled for April 12 at 7:30 a.m.

### 3. Call on councilmembers

Dierck:

**MOTION** by Dierck, second by Smith, to direct staff to make 2 copies of the above-mentioned environmental studies available for check-out by the public. Bartholomew and Leighan voted nay; all others voted aye; motion carried (4-2). Councilmember Dierck offered her copy if an additional one was needed.

Smith:

- Gave a brief report on the Library Board meeting, noting that on June 7 at 7 p.m. Sno-Isle would host a meeting on youth exposure to porn on the internet. Councilmember Smith stated she planned to attend and speak to the issue. Mr. Weed stated it was okay to state she was an elected councilmember but emphasized that she should preface any remarks with "the views I am expressing are my personal views and not the direction of the council."

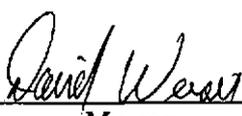
### ADJOURN INTO EXECUTIVE SESSION

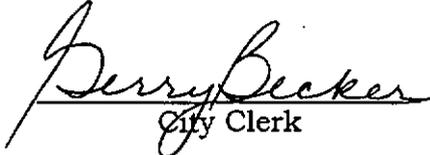
Council adjourned into Executive Session at 8:30 p.m. to discuss two pending legal matters and one real estate matter.

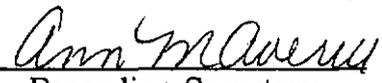
### ADJOURN

Council reconvened into regular session, took no further action, and adjourned at 9:25 p.m.

Accepted this 23 day of April, 2001.

  
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Mayor

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Recording Secretary